

86th Legislative Session – 2011

Committee: Senate Judiciary

Tuesday, February 01, 2011

P - Present
E - Excused
A - Absent

Roll Call

P Begalka
P Hunhoff (Jean)
P Nygaard
P Vehle
P Buhl
P Cutler, Vice-Chair
P Tieszen, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Craig Tieszen, Chair.

MOTION: TO APPROVE THE MINUTES OF THURSDAY, JANUARY 27, 2011

Moved by: Vehle
Second by: Buhl
Action: Prevailed by voice vote.

HB 1017: authorize the release of offender photographs and physical description for purposes of victim and community notification.

Presented by: Laurie Feiler, Department of Corrections (Handouts: #1)
Opponents: Senator Tim Begalka

MOTION: DO PASS HB 1017

Moved by: Buhl
Second by: Vehle
Action: Prevailed by roll call vote. (6-1-0-0)

Voting Yes: Hunhoff (Jean), Nygaard, Vehle, Buhl, Cutler, Tieszen

Voting No: Begalka

HB 1004: codify the legislation enacted in 2010.

Presented by: Doug Decker, Code Counsel

MOTION: DO PASS HB 1004

Moved by: Cutler

Second by: Nygaard

Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Begalka, Hunhoff (Jean), Nygaard, Vehle, Buhl, Cutler, Tieszen

MOTION: PLACE HB 1004 ON CONSENT CALENDAR

Moved by: Nygaard

Second by: Cutler

Action: Prevailed by voice vote.

HB 1018: provide for a partial early final discharge from parole.

Presented by: Laurie Feiler, Department of Corrections

MOTION: DO PASS HB 1018

Moved by: Nygaard

Second by: Buhl

Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Begalka, Hunhoff (Jean), Nygaard, Vehle, Buhl, Cutler, Tieszen

MOTION: PLACE HB 1018 ON CONSENT CALENDAR

Moved by: Cutler

Second by: Vehle

Action: Prevailed by voice vote.

HB 1019: include employees responsible for persons on supervised release or probation and members of the Board of Pardons and Paroles in protections afforded

law enforcement and judicial officers.

Presented by: Laurie Feiler, Department of Corrections (Handouts: #2)
Proponents: Greg Sattizahn, Unified Judicial System

MOTION: DO PASS HB 1019

Moved by: Hunhoff (Jean)
Second by: Nygaard
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Begalka, Hunhoff (Jean), Nygaard, Vehle, Buhl, Cutler, Tieszen

HB 1020: repeal certain provisions regarding the disclosure of parole eligibility at sentencing.

Presented by: Max Gors, Department of Corrections (Handouts: #3, #4)

MOTION: DO PASS HB 1020

Moved by: Cutler
Second by: Vehle
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Begalka, Hunhoff (Jean), Nygaard, Vehle, Buhl, Cutler, Tieszen

MOTION: PLACE HB 1020 ON CONSENT CALENDAR

Moved by: Nygaard
Second by: Vehle
Action: Prevailed by voice vote.

HB 1021: revise certain provisions regarding the inspection of parole files.

Presented by: Max Gors, Department of Corrections (Handouts: #5)

MOTION: DO PASS HB 1021

Moved by: Nygaard
Second by: Vehle
Action: Prevailed by roll call vote. (7-0-0-0)

Voting Yes: Begalka, Hunhoff (Jean), Nygaard, Vehle, Buhl, Cutler, Tieszen

MOTION: PLACE HB 1021 ON CONSENT CALENDAR

Moved by: Cutler

Second by: Nygaard

Action: Prevailed by voice vote.

SB 105: require the use of an ignition interlock device in motor vehicles used by certain persons guilty of a second violation of driving under the influence and to provide for certain penalties with regard to ignition interlock devices.

Presented by: Senator Stanford Adelstein

Proponents: Representative Manny Steele

MOTION: AMEND SB 105

105ra

On page 2, line 10, of the printed bill, delete "Department of Public Safety" and insert "attorney general".

On page 2, line 11, delete "secretary of the Department of Public Safety" and insert "attorney general".

Moved by: Nygaard

Second by: Vehle

Action: Prevailed by voice vote.

MOTION: DO PASS SB 105 AS AMENDED

Moved by: Nygaard

Second by: Begalka

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER SB 105 TO THE 41ST LEGISLATIVE DAY

Moved by: Vehle

Second by: Hunhoff (Jean)

Action: Prevailed by roll call vote. (5-2-0-0)

Voting Yes: Hunhoff (Jean), Vehle, Buhl, Cutler, Tieszen

Voting No: Begalka, Nygaard

MOTION: ADJOURN

Moved by: Vehle

Second by: Nygaard

Action: Prevailed by voice vote.

Rena Ortbahn
Committee Secretary

Craig Tieszen, Chair